IN THE HIGH COURT OF JUDICATURE AT PATNA

Cr.Misc. No.10949 of 2008

GUDDU SINGH @ MANOJ KUMAR SINGH & ANR
Versus
STATE OF BIHAR

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4 19.8.2008 Heard the learned counsel for the petitioners and the State.

The petitioners are apprehending their arrest in connection with Sahebganj P.S. Case No.133/06 for the alleged offences registered under sections 302 and 376/34 of the Indian Penal Code.

It is submitted on behalf of the petitioners that the allegations are to the effect that Sunni, cousin of petitioner no.1, is alleged to have kidnapped the daughter of the informant and thereafter kept her in the house of the petitioners. The daughter of the informant after about 10 days died. It is further submitted that there is no allegation against these petitioners in connection with kidnapping or death of the daughter of the informant. The only allegation is that the daughter of the informant as well as Sunni stayed for some time in the house of these petitioners.

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The learned APP on perusal of the case diary submits that in the post-mortem examination report no internal or external injury was found on the person of the deceased. In the viscera also, as contained in Annexure 2, no any substance worth noticing was found. There is also no material suggesting the involvement of these petitioners in the killing of the deceased.

Considering the above, it is directed that petitioners no.1 and 2, namely, Guddu Singh @ Manoj Kumar Singh and Phool Shankar Kunwar, respectively, in the event of their arrest or surrender in connection with Sahebganj P.S. Case No.133/06, within a period of four weeks from today, be enlarged on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand)each with two sureties of the like amount each to the satisfaction of the Sub-Divisional Judicial Magistrate (West) Muzaffarpur, in connection with the aforesaid case, on the conditions mentioned in sub-section (2) of section 438 of the Code of Criminal Procedure.

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PNM **(Shailesh Kumar Sinha, J.)**